

UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA  
WESTERN DIVISION  
CIVIL MINUTES - GENERAL

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Case No. CV 06-5340 GPS (JWJx)

Date: October 30, 2006

Title: Amphenol Corp. v. Aero-Electric Connector, Inc

PRESENT: THE HONORABLE GEORGE P. SCHIAVELLI, JUDGE

Jake Yerke  
Courtroom Clerk

Rosalyn Adams  
Court Reporter

ATTORNEYS PRESENT FOR PLAINTIFFS:

ATTORNEYS PRESENT FOR DEFENDANTS:

David Draper

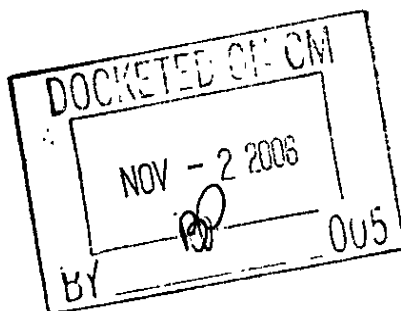
Kevin Trock

PROCEEDINGS: Defendants' Motion to Dismiss Claims 2-8, 10, and 12

On October 30, 2006, this Court held a hearing on Defendants' Motion to Dismiss under Federal Rule 12(b)(6). For the reasons stated below, Defendants' motion is **GRANTED**.

Defendants' Motion is based on two arguments. First, Defendants argue that claims 2, 3, 5-8, 10, 12 are preempted by the California Uniform Trade Secrets Act ("CUTSA") because the Complaint fails to allege any factual basis for these claims beyond the misappropriation of trade secrets. Second, Plaintiff's Complaint fails to allege critical elements necessary to state a proper claim as to claims 4, 5, 6, and 7. Given the vagueness of Plaintiff's Complaint, Defendants appear correct on both points. Accordingly, claims 2-8, 10 and 12 are **DISMISSED WITHOUT PREJUDICE**. Plaintiff has until **December 8, 2006** to file an amended complaint.

IT IS SO ORDERED.



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Initials of Deputy Clerk KH